



Amend E/ #38  
J 40103

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 028622/0101

In re patent application of

Achim DICKMANNNS et al.

Serial No. 08/981,583

Group Art Unit: 1642

Filed: February 3, 1998

Examiner: A. Harris

For: IMMORTALIZED EPITHELIAL TUMOR CELL

**AMENDMENT AND REQUEST FOR RECONSIDERATION**  
**UNDER 37 C.F.R. § 1.111**

RECEIVED  
MAR 27 2003  
TECH CENTER 1600/2900

Commissioner for Patents  
Washington, D.C. 20231

Sir:

This responds to a non-final Office Action mailed November 22, 2002. Enclosed is a petition for a one month extension of time to extend the time to respond until March 22, 2002, which is a Saturday, thus making Monday, March 24 2003, a timely response date within the statutory period, along with the requisite fee. If the petition or fee is deficient or absent, please consider this paragraph a request for the extension of time and an authorization to withdraw the appropriate fee under from deposit account no. 19-0741. Kindly amend the claims as follows:

**IN THE CLAIMS:**

Please cancel claim 2, without prejudice or disclaimer.

In accordance with 37 CFR §1.121, please substitute for claims 1 and 16 the following rewritten version of the same claims, as amended. The changes are shown explicitly in the attached "Version with Markings to Show Changes Made."

51 1. (Amended) An immortalized, epithelial tumor cell with metastatic potential which has integrated in its genome or another replicative genetic element an externally introduced immortalizing oncogene which is expressed in said cell, wherein said cell was disseminated from a primary tumor, has the phenotype of the primary tumor, and prior to the introduction of said immortalizing oncogene said cell does not divide.